



PATENT

ATTORNEY DOCKET NO. 041514-5166

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )

Masakazu OGASAWARA et al. )

Application No.: 10/022,843 )

Filed: December 20, 2001 )

For: OPTICAL PICKUP APPARATUS )  
AND FOCUSING CONTROL METHOD )

Group Art Unit: 2651

Examiner: To be assigned

Commissioner for Patents  
Washington, DC 20231

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MAR 12 2003  
Technology Center 2600

Sir:

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the documents listed on the attached PTO Form 1449. Each item of information contained in this Information Disclosure Statement (IDS) was cited in an European Search Report issued by the European Patent Office on February 3, 2003 in a counterpart foreign application. A copy of the European Search Report is enclosed for the Examiner's consideration.

To the best of the undersigned's knowledge, this Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application, and no fees are believed to be necessary.

Applicants respectfully request that the Examiner consider the listed documents and evidence that consideration by making appropriate notations on the attached PTO Form 1449.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that the listed documents are material or constitutes "Prior

Art.” If it should be determined that the listed documents do not constitute “Prior Art” under United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such document.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 50-0310.

Respectfully submitted,

**MORGAN, LEWIS & BOCKIUS LLP**

Dated: March 11, 2003

By:



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## INFORMATION DISCLOSURE CITATION

Attorney Docket No.  
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Application No.:  
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Applicant(s): Masakazu OGASAWARA et al.

PAGE 1 of 1

**Filing Date: December 20, 2001**

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(Use several sheets if necessary)

PTO Form 1449

U.S. PATENT DOCUMENTS

*Examiner Initial		Document Number	Date	Name	Class	Sub Class	Filing Date
		6,125,087	Sept. 26, 2000	Ohnishi et al.	369	44.23	Nov. 6, 1997
		5,391,865	Feb. 21, 1995	Kurata et al.	250	201.5	Jan. 22, 1991
		5,243,585	Sept. 7, 1993	Hoshino et al.	369	44.41	Jan. 3, 1992
		6,226,239	May 1, 2001	Nishiuchi et al.	369	44.27	Dec. 27, 1999

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## FOREIGN PATENT DOCUMENTS

[illegible]

**OTHER DOCUMENTS** (Including Author, Title, Date, Pertinent Pages, Etc.)


Examiner

Date Considered

**Examiner:** Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.